
IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF UTAH

NICHOLAS LEAR,

Plaintiff,

v.

RICHARD GARDEN et al.,

Defendants.

MEMORANDUM DECISION & ORDER

Case No. 2:13-CV-96-CW

District Judge Clark Waddoups

The Court has directed the United States Marshals Service to serve process in this case. *See* Fed. R. Civ. P. 4(c)(2). To do so, by statute, the United States Marshal "shall command all necessary assistance to execute its duties." *See* 28 U.S.C.S. § 556(c) (2014).

The Complaint identifies the following Utah state employees as defendants:

Richard Garden, M.D.

Kennon Tubbs, M.D.

Under state policy, service of process on current state employees may be effected via authorized agent. If any of the named defendants are no longer employed by the State or the State is not authorized to accept service for any of these individuals, more information must be obtained from the State to complete service.

Accordingly, **IT IS HEREBY ORDERED** that: If the State is unable to accept service of process for the defendants identified above, the State shall disclose to the United States Marshals Service any information in its records that may help in identifying, locating and completing service of process upon the named defendants. Such information shall include, but is not limited to, the defendants' full names and any known aliases, dates of birth, Social Security

numbers, driver's license numbers, all previous addresses, and last known addresses on file. The U.S. Marshal shall take all necessary measures to safeguard any personal information provided by the State to ensure that it is not disclosed to anyone other than the U.S. Marshals Service or Court officers.

IT IS SO ORDERED.

DATED this 6th day of April, 2015.

BY THE COURT:



JUDGE CLARK WADDOUPS
United States District Court